

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES (Large Entity)**

Docket No.
251768/00

In Re Application Of: Yukio Michishita

APR 12 2006

PTENT & TRADEMARK OFFICE

Customer No.
Agustin Bello

21250

Group Art Unit
2613

Confirmation No.
6227

Invention:

**OPTICAL TRANSMISSION PATH MONITORING SYSTEM, MONITORING APPARATUS THEREFOR
AND MONITORING METHOD THEREFOR**

COMMISSIONER FOR PATENTS:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated January 12, 2006 finally rejecting Claim(s) 1, 3-11, 23, and 25-39.

The fee for this Notice of Appeal is: \$500.00

- A check in the amount of the fee is enclosed.
- The Director has already been authorized to charge fees in this application to a Deposit Account.
- The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 50-0481 (Deficiencies only)
- Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.


Signature

Dated: April 12, 2006

Frederick E. Cooperrider, Esq.
Registration No. 36,769

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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

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